

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

JAMES T. HINES, JR.,)
)
Plaintiff,)
)
vs.) Case No. 4:08CV01482 ERW
)
MICHAEL J. ASTRUE,)
Commissioner of Social Security,)
)
Defendant.)

MEMORANDUM AND ORDER

This matter is before the Court upon the Report and Recommendation of United States Magistrate Judge Frederick R. Buckles [doc. #32] pursuant to 29 U.S.C. § 636(b).

The Court notes that no objections to the Report and Recommendation were filed within the time period afforded by 28 U.S.C. § 636(b)(1). The Court has considered the Report and Recommendation and hereby sustains, adopts, and incorporates herein the Magistrate's Report and Recommendation in its entirety. The Social Security Commissioner's decision is reversed and remanded.

Accordingly,

IT IS HEREBY ORDERED that Defendant's Motion to Remand [doc. #30] is **GRANTED**.

IT IS FURTHER ORDERED that under Sentence Four of 42 U.S.C. § 405(g), the final decision of the Commissioner of Social Security denying Plaintiff James T. Hines, Jr.'s supplemental security income is **REVERSED**, and the case is remanded to the Commissioner for further proceedings.

Dated this 4th Day of February, 2010.



E. RICHARD WEBBER
UNITED STATES DISTRICT JUDGE